



Attorney General  
STATE CAPITOL  
Phoenix, Arizona 85007

Robert R. Corbin

September 14, 1979

## LAW LIBRARY ARIZONA ATTORNEY GENERAL

Honorable Jones Osborn  
Arizona State Senate  
State Capitol - Senate Wing  
Phoenix, AZ 85007

Re: I79-236 (R79-245)

Dear Senator Osborn:

In your letter dated August 18, 1979, you asked whether there has been a change in the law involving A.R.S. § 11-211(B). More specifically, you asked whether we have changed our answer to your question first posed in 1975:

May a deputy registrar lawfully circulate and obtain signatures on petitions calling for an election to change from a three-member board of supervisors to a five-member board of supervisors, or from a five-member to a three-member board of supervisors, in accordance with A.R.S. § 11-211(B)?

In an earlier opinion, Atty.Gen.Op. No. 76-15, we held that deputy registrars could lawfully circulate such petitions. Our opinion was based on the fact that A.R.S. § 11-211(B) provided for a petitioning procedure and there were no prohibitions to circulating such petitions in the enumerated duties of the deputy registrars.

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Our earlier opinion has gained support from the recent enactment of A.R.S. § 16-132.01 (1979 Session Laws, Chapter 209 Article 3) which allows deputy registrars to circulate and carry nomination petitions for any candidate for any public office. While not directly on point because they are not nominating petitions, the petitions authorized by § 11-211(B) are clearly within the penumbra of § 16-132.01. We therefore again conclude that deputy registrars can lawfully circulate and obtain signatures on petitions calling for an election to change the number of members on the board of supervisors in accordance with A.R.S. § 11-211(B).

Sincerely,



BOB CORBIN  
Attorney General

BC/mm

cc: Mrs. Cara N. Betts  
Yuma County Recorder

Mr. L. E. Brazeel  
Yuma County Manager